

PATENT Customer No. 22,852 Attorney Docket No. 07414.0011-01

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IE UNITED STATES PATENT AND TRADEMARK OFFICE

In re A	Application of:)
Wa	ard K. FRYE et al.) Group Art Unit: 1743
Applic	eation No.: 09/848,270)) Examiner: L. Alexande
Filed:	May 4, 2001))
For:	SYSTEM AND METHOD FOR FILLING A SUBSTRATE WITH A LIQUID SAMPLE	,)))

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement includes a certification as specified by Section 1.97(e).

Each document listed in this Information Disclosure Statement was first cited in a communication from the European Patent Office in a counterpart foreign application, and this Information Disclosure Statement is being filed within three months of the mailing date (October 27, 2003) of that communication. Copies of the listed documents are attached.

FINNEGAN HENDERSON FARABOW GARRETT & DUNNER LLP

1300 I Street, NW Washington, DC 20005 202.408.4000 Fax 202.408.4400 www.finnegan.com Applicants respectfully request that the Examiner consider the listed documents

and indicate that they were considered by making appropriate notations on the attached

form.

In lieu of a statement of relevance or translation of the non-English documents,

an English language version of a search report from the European Patent Office in a

corresponding application citing these documents and setting forth the relevance

thereof is enclosed.

This submission does not represent that a search has been made or that no

better art exists and does not constitute an admission that each or all of the listed

documents are material or constitute "prior art." If the Examiner applies any of the

documents as prior art against any claims in the application and Applicants determine

that the cited documents do not constitute "prior art" under United States law,

Applicants reserve the right to present to the office the relevant facts and law regarding

the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the

patentability of the disclosed invention over the listed documents, should one or more of

the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please

charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, L.L.P.

Dated: November 13, 2003

By:

Rea. No. 43,440

FINNEGAN HENDERSON FARABOW GARRETT & DUNNER些

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INFORMATION DISCLOSURE CITATION

		OIPE			- Elka
Atty. Docket No.	07414.0011-01	7	Serial No.	09/848,270	NOVZO
Applicant	Frye et al.	NOV 1 3 2003 E			C 1> 2008
Filing Date	May 4, 2001	February 18	Group:	1743	100
<u> </u>		TRADEMAN			

	U.S. PATENT DOCUMENTS					
Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	4,892,409	1/1990	Smith			
	5,444,520	8/1995	Murano			
			15,000			

FOREIGN PATENT DOCUMENTS						
	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	GB 2 207 245 A	1/1989	United Kingdom			
	DE 197 48 211 A	5/1999	Germany			
	WO 98 15356 A	4/1998	PCT			
				-		

	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
, , ,	European Search Report Issued by European Patent Office in European Application No. EP 03 01 9694			
Examiner	Date Considered			
*Examiner:	Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.			
Form PTO 14	Patent and Trademark Office - U.S. Department of Commerce			